

## REMARKS

### Pending Claims:

In this application, claims 18-24 are currently pending and are not amended herein.

### Rejection under 35 U.S.C. §103

The Examiner has rejected claims 18 as being unpatentable over Boyles '841 in view of Atsmon '136 and Nobakht '051. Claims 19-24 are rejected as being unpatentable over Boyles '841 in view of Atsmon '136.

Boyles, as the Examiner notes does not show or suggest "means for accessing said database...to open a connection to the user's digital wallet", as is recited in claims 18 (and 20-23 through dependence) and claim 24. The Examiner relies upon Atsmon for this feature. The Applicant respectfully submits that there is no motivation presented in Boyles to add the wallet feature. Boyles system is designed to distinguish between adults and children in a library setting, so that content can be controlled accordingly. The problem Boyles solves is described in the Background at col. 1, lines 16-24:

The issue of varying levels of internet access arises in connection with public libraries. Public libraries are not immune to the 1<sup>st</sup> Amendment of the United States Constitution. Adult patrons have the freedom to access and read whatever type of internet sites protected by the 1<sup>st</sup> Amendment they choose. The present invention allows public libraries to offer a system that protects this freedom and still protects children from unsuitable internet sites, as selected by their parents.

That Boyle is directed to distinguishing adults from children is further set forth in the Detailed Description at col. 8, lines 38-46:

Some adults or some parents may choose to have "filtered internet access" for themselves or for their children. More specifically, this level of internet access may be filtered to eliminate the majority of obscene, hate related, or pornographic internet sites by providing access to all sites not removed by the filter. The user, parent, or guardian and system administrator may work together to determine which specific internet site access rules are inappropriate for the user.

Nowhere does Boyle show or suggest that its system has any application in the retail setting or in any setting where payment is involved. Accordingly, Boyles does not offer any motivation for adding a digital wallet component to its system. The Examiner has cited no motivation for Boyles to add such a feature. Therefore, the Applicant respectfully submits that a prima facie case of obviousness has not been set forth with respect to claims 18 and 20-24.

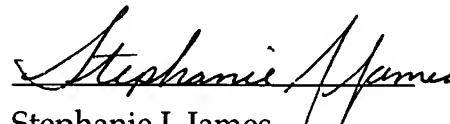
Similarly, claim 19 includes a recitations in elements b and d regarding "loyalty points". Again, Boyles does not show or suggest application of its system in a context where loyalty points would be tracked, and therefore Boyles would not be motivated to add such a feature. The Examiner has not cited any motivation for Boyles to add a loyalty points feature. Therefore, the Applicant respectfully submits that a prima facie case of obviousness has not been set forth with respect to claim 19.

### CONCLUSION

All of the claims remaining in this application should now be seen to be in condition for allowance. A notice to that effect is earnestly solicited. The Examiner is invited to call the Applicant's representative at the below-noted telephone number if allowance of this case would be assisted thereby.

Respectfully submitted,  
BEST BUY COMPANY, INC.  
By its attorneys:

Date: 4/19/07



Stephanie J. James  
Registration No. 34,437  
Beck & Tysver, P.L.L.C.  
2900 Thomas Ave., #100  
Minneapolis, MN 55416  
Telephone: (612) 915-9636  
Fax: (612) 915-9637